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8 HAROLD VILLANUEVA,
9 Plaintiff,
10 v.
11 MORPHO DETECTIONS, INC. and DOES
12 1 to 10, inclusive,
13 Defendants.

14 Case No. 5:14-cv-02420 HRL
15
16 **ORDER RE SUBJECT MATTER
JURISDICTION**

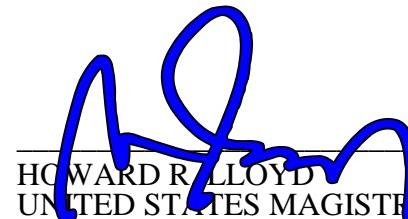
17 In their Joint Case Management Statement, the parties say that this court has diversity
18 jurisdiction over this matter. Federal district courts have jurisdiction over civil actions in which
19 the matter in controversy exceeds the sum or value of \$75,000 (excluding interest and costs) and is
20 between citizens of different states. 28 U.S.C. §1332. Plaintiff's complaint, however, contains no
21 allegations about the requisite jurisdictional amount.¹ Accordingly, at the August 26, 2014 case
22 management conference, plaintiff shall be prepared to explain to the court how or why the

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26 ¹ Plaintiff says he is a California resident. His complaint also alleges that defendant is
27 headquartered and, on information and belief, has its principal place of business in Virginia.
28 Defendant denied those allegations in its answer---albeit, in their Joint Case Management
Statement, the parties now agree that diversity jurisdiction exists. If subject matter jurisdiction
does not exist, however, the parties cannot create jurisdiction simply by stipulating to it.

1 minimum \$75,000 jurisdictional requirement is satisfied.

2 **SO ORDERED.**

3 Dated: August 20, 2014

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10 HOWARD R. LLOYD
11 UNITED STATES MAGISTRATE JUDGE

5:14-cv-02420-HRL Notice has been electronically mailed to:

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